

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

TERRY MONSKY, Individually and On Behalf
of All Others Similarly Situated,

Plaintiff,

vs.

DIRECT DIGITAL HOLDINGS, INC.,
MARK WALKER, KEITH W. SMITH,
DIANA DIAZ, and DIRECT DIGITAL
MANAGEMENT, LLC,

Defendants.

Case No. 4:24-cv-01940
(Consolidated with Case No. 4:24-cv-02567)

Judge Kenneth M. Hoyt

**[PROPOSED] ORDER DENYING DEFENDANTS' MOTION TO DISMISS
PLAINTIFF'S CONSOLIDATED COMPLAINT**

The Court has considered Defendants' Motion to Dismiss Plaintiff's Consolidated Complaint, Lead Plaintiff's Opposition to Defendants' Motion to Dismiss, and any reply thereto, and any argument of counsel. IT IS HEREBY ORDERED that Defendants' Motion to Dismiss is DENIED.

SIGNED at Houston, Texas, this _____ day of _____, _____.

**The Honorable Kenneth M. Hoyt
United States District Judge**